State Water Resources Control Board

SURNAME

Division of Water Rights

1001 I Street, 14th Floor ◆ Sacramento, California 95814 ◆ 916.341.5300 P.O. Box 2000 ◆ Sacramento, California 95812-2000 Fax: 916.341.5400 ◆ www.waterrights.ca.gov

Arnold Schwarzenegger

Governor

Linda S. Adams
Secretary for
Environmental Protection

Mailed 10/17/2007

In Reply Refer to:300:BR:S001844

Lecil E. Cole 1750 Orcutt Road Santa Paula, CA 93060

Dear Mr. Cole:

OWNER ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE NO. S001844, FOR DIVERSION FROM UNNAMED SPRING TRIBUTARY TO MUD CREEK IN VENTURA COUNTY

On July 5, 2005 the State Water Resources Control Board, Division of Water Rights (Division) received your Supplemental Statement of Water Diversion and Use (Statement) for 2002, 2003 and 2004, transferring the ownership of the riparian claim from Darcy R. James Trust to Lecil E. Cole.

Division staff updated the primary contact information for Statement No. S001844 to show the following:

Statement ID:

S001844

Current Owner:

Lecil E. Cole

Mailing Address:

1750 Orcutt Road Santa Paula, CA 93060

Telephone:

(805) 525-2948

A Supplemental Statement will be mailed to you every three years. The submittal of a Supplemental Statement is the record of your water use. It is used by the Division to verify existing data and also gives the Division the ability to notify you of water right matters related to your riparian claim.

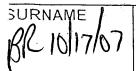
Should you have questions regarding this matter, please contact me at (916) 341-5376 or brigby@waterboards.ca.gov.

Sincerely,

BILL RIGBY Engineering Associate Data Management Unit

Cc: Darcy R. James Trust c/o Darcy R. James, Trustee 905 Boyd Street Coeur d'Alene, ID 83814

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California Environmental Protection Agency

State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: DARCY R JAMES TRUST,

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:



2002, 2003, 2004

2005 JUL -5 Fiil2: 22

STATEMENT NO.: \$001844

CONTACT PHONE NO.: (208)765-1739 Lecil E. Cole DARCY R JAMES TRUST 1750 Orcutt Rd C/O DARCY R JAMES - TRUSTEE 995-BOYD ST Santa Paula, Ca. 93060 COER D' ALENE, ID 83514 (805) 525-2948 Source Name: **Unnamed Spring Tributary To:** MUD CREEK Year of First Use: Ventura County: Parcel Number: SW1/4 of SE1/4 Section 23, T04N, R21W, SB&M Diversion Within: Water is Used Under: Riparian claim _____ Pre-1914 right _ Year of First Use: (Please provide if missing above) Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below. Amounts below are in: Gallons Million Gallons (MG) Other Year Jan Feb Mar Apr May June July Aug Sept Oct Nov Dec Total Annual 2002 2003 2004 Purpose of Use - Specify number of acres irrigated_stock watered, persons served, etc. acres; Stockwatering Irrigation Other (specify) Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: Reduction in Diversions: Reduction in consumptive use:

__ (AF/MG) Year ___

08 18 05 PLM

____ (AF/MG) Year

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO

Page 1 of 2

Year

ST-SUPPL (1-05)

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a.	a degree v	hich unreason	ably affects su	ch water for oth	er beneficial u	iter treatment facil ses? YES I	NO	racility or water poli	
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	I have data	to support the	above surface	water use redu	actions due to	the use of a subst	itute water supp	y. YES NO	X
. Con	njunctive use	of surface wat	ter and groundv	vater					
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Mater quality and wastewater reclamation

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

ST-SUPPL (1-05)

STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: DARCY R JAMES TRUST DARCY R JAMES TRUST STATEMENT NO: S001844 C/O DARCY R JAMES - TRUSTEE PO BOX 404 GRANGEVILLE, ID 83530 SOURCE: UNSP TRIBUTARY TO: MUD CREEK TELEPHONE NUMBER: COUNTY: VENTURA (208) 983-0242 DIVERSION YEAR OF FIRST USE: 1890 WITHIN: SW% OF SE% SECTION 23, T4N, R21W, SB&M. PARCEL NO: Water is used under: Riparian claim Pre 1914 right Other (explain); Year of first use (Please provide if missing above) ____ Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Amounts below are: Gallons Acre-feet ____ Total Dec Annual Oct Nov Feb Mav June July Sept Year 1996 1997 1998 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. acres; Stockwatering _____; Domestic _____ Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water a. Describe any water conservation efforts you may have started: b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

_____(af/mg) 19_______(af/mg) 19_______(af/mg)

Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to

a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ___

SUP-STATE (12-98)

Water quality and wastewater reclamation

C.

STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170 odings 1014 appropriative water right through substitution of configured water, descripted water or

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			riative right through substitution of groundwat ide, please show the amounts of groundwate	
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-1875 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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Signature:

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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[&]quot;Information Pertaining to Water Rights in California"

[&]quot;Water Rights for Stockponds Constructed Prior to 1969"

[&]quot;Appropriation of Water in California"

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
SACRAMENTO, CA 95814
SACRAMENTO, CA 95814

VA 1(618) 322-4503

CONTROL 32 4-56765

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

DIV. OF WATER ABHTS SACRAMENTO

STATEMENT NO: 001844

MAX RUDOLPH P O BOX 828 SANTA PAULA, CA 9306

TELEPHONE NUMBER: (805) 525-1115

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED SPRING

TRIBUTARY TO: MUD CREEK

COUNTY: VENTURA

DIVERSION

WR 40-I (2/90)

1441

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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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E. Changes in Method of Diversion - Describe any changes in your project since your previous statement

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PRINTED NAME:	DARCY		JAM	ES
COMPANY NAME:C	(FIRST NAME)	(M. NAME)	(LAST NAME	E) -

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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The sales of

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000

Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

STATEMENT NOS(<u> 70 1844</u>			
DIVERSION SITE: OWNER'S NAME	Robin	R,	Orcutt	and Darcy
PARCEL NO	10-0-090-0	85	(1111)	
PLACE OF USE: OWNER'S NAME	Robin	R.	Orcutt (LAS	
1. PARCEL NO.	040-0-090	-085		0 h
2. PARCEL NO.				
3. PARCEL NO.				
PERSON OR FIRM TO RE		RESPONDENCE	AND SUPPLE	MENTAL
STATEMENTS:				i
OWNER/LESSEE/AG	ENT/OTHER			4
NAME Robin	·	R.	Orco	1++
(FIRST)		(MIDDLE)		LAST)
MAILING ADDRESS	<u>15117</u> S	Tate Hwy	, 43	<u> </u>
	Siloam S	prings '	AR	12761-9524
	(CITY)		(STATE)	(ZIP)
TELEPHONE NO. ((501) 524	<u> </u>	37	-
OTHERS USING ABOVE D	IVERSION LOCA	rion:		4
1. NAME				·
	PIRST)	(WIDDLE)	(LA	ST)
MAILING ADDR	RESS			
			* *	
	(CITY)	(STATB)	(ZIP)
TELEPHONE NO). ()		··	<u> </u>
2. NAME				's
	FIRST)	(MIDDLE)	(LAST)	······································
MAILING ADDR	RESS			
		(STA	TB) (2	ZIP)
	(CITY)	, , , , , , , , , , , , , , , , , , , ,		• 1
TELEPHONE NO		-		
·). ()	-	F PAGE OR	ATTACHED

STATE WATER RIGHTS BOARD ROOM 1140. RESOURCES BUILDING

1416 MINTH STREET SACRAMENTO, CALIFORNIA 95614

SAMPLE

Statement of Water Diversion an	d Use 1814
(Marshall L. Orcutt and Marse of person diverting water Marse E. Butler and Rugen	lam Dual-2-1
Address 5058 Gaylota Avenue, Encino, California	Le Anna Hines
B. Name of body of water at point of diversion Spring - unnamed	
Tributary to Mud Creek	
C. Place of diversion	// N - 07 11 2 -
Ventura County, or locate it on sketch of section grid	Range 21 W S.B. Bene
prominent local landmarks.	on reverse side with regard to section lines of
D. Capacity of diversion works is 3/4 " pipe 50 ft. long	
Capacity of storage reservoir 2000	AN HOUSE OF THE PARTY OF THE PA
State quantity of water used each month in gallons strate fight	galloos XW XW
Year Jan. Feb. Mar. Apr. May Inc. 1.1	S Total
1966 : 30 M: 30 M 30M: 30M: 30M: 30M: 30M: 3	Sept. Oct. Nov. Dec. Annual 30M: 30M: 30M: 30M: 30M: 30M: 30M: 30M:
If monthly and annual use are not known sheet mostly in the	30H - 30H - 30H - 30G - 30G
If monthly and annual use are not known, check months in which water was use of each crop irrigated, average number of persons served, number of stock water	ed. State extent of use in units, such as acres
Prison River, number of stock water	sd, etc.
Maximum annual water use in recent years has been 500,000	ga Head
Minimum annual water use in recent years has been 360,000	1754
Type of diversion racility: gravity X pump	7774
Method of measurement: weir, flume, electric power meter	
Purpose of use (what water is being used for) Watering live stoc)	
General description or location of place of use (use sketch of section grid on reve	10 mg
Grazing land	rse side if you desire)
Year of first use as nearly as known 1890	
Name of person filing statement Eugenie Anna Hines Position CO-Owner	
Address 5058 Gaviota Avenue, Encino, California	
certify that the foregoing statements are true and correct to the best of my knowledge	and belief.
ste signed June 28-1967 Signature To	in the state of th
\mathcal{O}	
See Instructions on Reverse Side	